

1 WILLIAM L. VEEN, NO. 043150
2 KEVIN LANCASTER, NO. 124753
3 KIMBERLY A. WONG, NO. 251193
4 THE VEEN FIRM, P.C.
5 711 Van Ness Avenue, Suite 220
6 San Francisco, CA 94102
7 P.O. Box 7296
8 San Francisco, CA 94120-7296
9 Telephone: (415) 673-4800
10 Facsimile: (415) 771-5845
11 KL.Team@veenfirm.com

12 ATTORNEYS FOR PLAINTIFFS
13 MARK LEE TAYLOR AND PAMELA TAYLOR

FILED

FEB 18 2011

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 MARK LEE TAYLOR and PAMELA TAYLOR,

CASE NO. 4:10-cv-01920 SBA

17 Plaintiffs,

18 v.

STIPULATION AND ~~PROPOSED~~
ORDER CONSOLIDATING CASES FOR
ALL PURPOSES

19 JEPPESEN DATAPLAN, INC., JEPPESEN
20 SANDERSON, INC. and DOES 1-100,

21 Defendants.

22 MARK LEE TAYLOR and PAMELA TAYLOR,

CASE NO. 10-CV-04659-SBA

23 Plaintiffs,

24 v.

25 HONEYWELL INTERNATIONAL, INC. and
26 DOES 1-100,

27 Defendants.

28 Plaintiffs Mark Lee Taylor and Pamela Taylor (collectively, "Plaintiffs"), and defendants
Jeppesen Sanderson, Inc. and Honeywell International, Inc. (collectively, "Defendants") by and

1 through their respective counsel enter this stipulation.

2 WHEREAS, *Mark Lee Taylor and Pamela Taylor v. Jeppesen DataPlan, Inc., et al.*, 10-CV-01920
3 SBA is an action seeking damages for injuries to the Taylors arising out of an incident on January 15,
4 2008.

5 WHEREAS, *Mark Lee Taylor and Pamela Taylor v. Honeywell International, Inc., et al.*, 10-CV-
6 04659-SBA is an action seeking damages for injuries to the Taylors arising out of the same January
7 15, 2008 incident at issue in the *Jeppesen* case.

8 WHEREAS, *Mark Lee Taylor and Pamela Taylor v. Jeppesen DataPlan, Inc., et al.*, 10-CV-01920
9 SBA is an action seeking damages for injuries to the Taylors arising out of the same January 15, 2008
10 incident that is at issue in the *Honeywell* case.

11 WHEREAS, both cases involve common questions of law and fact as they arise out of the
12 same incident. The parties believe that consolidation of the two cases will avoid inconsistent results
13 and unnecessary cost, delay, confusion, duplication of evidence, and waste of judicial resources.

14
15 IT IS STIPULATED by the parties that:

16 1. Pursuant to Federal Rule of Civil Procedure 42(a), *Mark Lee Taylor and Pamela Taylor v. Jeppesen*
17 *DataPlan, Inc., et al.* and *Mark Lee Taylor and Pamela Taylor v. Honeywell International, Inc., et al.*, 10-CV-
18 04659-SBA shall be consolidated for all purposes into one action.

19 2. *Mark Lee Taylor and Pamela Taylor v. Honeywell International, Inc., et al.*, 10-CV-04659-SBA shall
20 be considered the lead case. Although the *Honeywell* case is the higher numbered case, and the parties
21 are aware that it is the court's policy to use the lower numbered case as the lead case for purposes of
22 administration and reference, the parties believe it would be preferable to refer to the *Honeywell*
23 action as the lead case. All future filings shall be in 10-CV-04659-SBA.

24 3. Plaintiffs shall file a consolidated complaint within 30 days of entry of an order approving
25 this stipulation. Defendants shall file a responsive pleading within 30 days of the filing of plaintiffs'
26 consolidated complaint.

27

28

1 Dated: February 11, 2011 _____

THE VEEN FIRM, P.C.

2
3 By: /s/ Kevin Lancaster
Kevin Lancaster

4
5 Attorneys for Plaintiffs
MARK AND PAMELA TAYLOR

6
7 Dated: February 11, 2011 _____

MORRISON & FOERSTER LLP

8
9 By: /s/ William D. Janicki
William D. Janicki

10 Attorneys for Defendant
11 HONEYWELL INTERNATIONAL INC.

12 Dated: February 11, 2011 _____

PERKINS COIE, LLP

13
14 By: /s/ Richard Coyle
Richard Coyle
Pro hac vice

15
16 Attorneys for Defendant
JEPPESEN SANDERSON, INC.

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18 **ATTESTATION OF E-FILED SIGNATURES**

19 I, Kevin Lancaster, am the ECF User whose Id and password are being used to file this Joint
20 Case Management Statement and Proposed Order. In compliance with General Order 45, X, B., I
21 hereby attest that William D. Janicki and Richard Coyle have concurred in this filing.

22 DATED: February 11, 2011

THE VEEN FIRM, P.C.

23
24 /s/ Kevin Lancaster
Kevin Lancaster
Attorneys for Plaintiffs
25 MARK LEE TAYLOR and PAMELA
26 TAYLOR

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~~(PROPOSED)~~ ORDER

Having considered the above stipulation and good cause appearing, IT IS SO ORDERED.

Dated: 2/17/11

By:

Sandra B. Armstrong

The Honorable Sandra B. Armstrong
U.S. District Court, Northern District of
California